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P. 01/03

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Thomas P. Feist et al.			Docket No. 08CN8803-28
Application No. 10/757,877	Filing Date January 14, 2004	Examiner P. Kini	Group Art Unit 3729
Invention: METHODS FOR MAKING DATA STORAGE MEDIA AND THE RESULTANT MEDIA			
<div style="border: 1px solid black; padding: 5px; transform: rotate(-5deg); display: inline-block;"> RECEIVED CENTRAL FAX CENTER JUL 06 2005 </div>			
<p>I hereby certify that this _____ <u>Response to Restriction Requirement (2 pages)</u> _____ <small>(Identify type of correspondence)</small></p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(703) 872-9306</u></p> <p>on <u>July 6, 2005</u> <small>(Date)</small></p> <div style="text-align: right; margin-top: 40px;"> <p>_____ <small>(Typed or Printed Name of Person Signing Certificate)</small></p> <p><i>Sonia Mancini</i> <small>(Signature)</small></p> </div>			
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08CN8803-28

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Thomas P. Feist et al.)
SERIAL NO.: 10/757,877) Group Art Unit:
FILED: January 14, 2004) 3729
FOR: METHODS FOR MAKING DATA)
STORAGE MEDIA AND THE)
RESULTANT MEDIA)
Before the Examiner:
Paul D. Kim

Via Facsimile (703) 872-9306
Commissioner for Patents
Alexandria, VA 22313

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RESPONSE TO RESTRICTION REQUIREMENT
PURSUANT TO 35 U.S.C. §121

Sir:

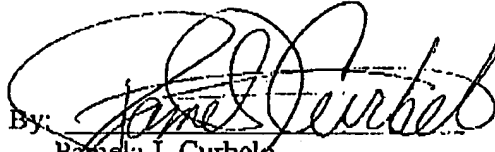
This is in response to the Restriction Requirement dated June 7, 2005. The Examiner contends that the above-identified application comprises seven patentably distinct species: Species A, Claims 1-17, drawn to a method for forming a data storage media including depositing a data layer; and Species B, Claims 18-22, drawn to a method for forming a data storage media including depositing a reflective layer. Pursuant to 35 U.S.C. §121 the Examiner requires election of a single species for prosecution on the merits.

Accordingly, pursuant to 35 U.S.C. §121, Applicants hereby elect the species set forth in Species B, which corresponds to Claims 18-22. This election is being made without prejudice to Applicants' rights with respect to Claims 1-17, Species A, including the right to file divisional application(s) thereon.

If there are any charges with respect to this Restriction Requirement, or otherwise, please charge them to Deposit Account No. 06-1130.

Respectfully submitted,

CANTOR COLBURN LLP

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Date: July 6, 2005
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